



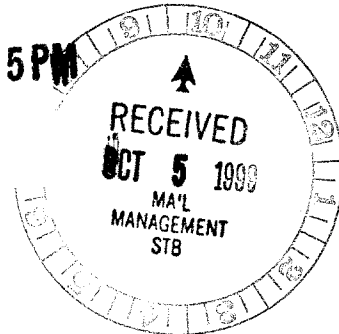
# LEXIS® Document Services

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October 4, 1999

RECORDATION NO. **22518** FILED **TS**

OCT 25 '99

2-15PM



Taleda Stokes  
Surface Transportation Board  
Recordation Office  
1925 K Street, N.W., Suite 70  
Washington D.C. 20423

Dear Taleda,

Enclosed are three (3) originals of the Memorandum of Lease dated 9-1-98 between the following parties: This is a ~~secondary~~ <sup>primary</sup> document.

Lessor: THE CIT GROUP/EQUIPMENT FINANCING INC

Lessee: ECKHART AMERICA L.P.

The equipment involved in this transaction is as follows:

Equipment: 3-3230 COVERED HOPPER CARS

Please file this Memorandum as a ~~supplementary~~ <sup>primary</sup> document to Recordation No. **22518** ~~21713~~ and return TWO (2) stamped original to my attention. A check covering the filing fee of \$26.00 is enclosed.

If you have any questions regarding the filing, please feel free to call me at 800-634-9738 ext. 20254.

Thank you for your prompt assistance.

Sincerely,

*Rebecca Heisler*  
Rebecca Heisler  
Administrator



# LEXIS® Document Services

A member of the Reed Elsevier plc group  
October 22, 1999

Taleda Stokes  
Surface Transportation Board  
Recordation Office  
1925 K Street, N.W., Suite 70  
Washington D.C. 20423

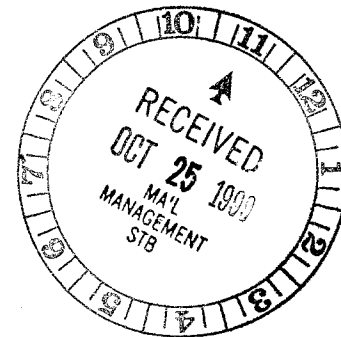
RECORDATION NO.

22518

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Dear Taleda,

According to our phone conversation, I have enclosed the stamped copies that need to be corrected.

- 1) Copy with 21713-C should be 21713-A dated 10/6/99.
- 2) Copy with 21713-A should have a new recordation number. This is for Eckhart America, L.P. not CSX Transportation

After correcting, please return the copies to my attention using the UPS airbill.

If you have any questions regarding the filing, please feel free to call me at 800-634-9738 ext. 20254.

Thank you for your prompt assistance.

Sincerely,

Rebecca Heisler  
Administrator

RECORDATION NO. 22518 FILED TS  
OCT 25 '99 2-15PM

MEMORANDUM OF RAILCAR LEASE

THIS MEMORANDUM OF RAILCAR LEASE dated as of this 1st day of September, 19 99 made by The CIT Group/Equipment Financing, Inc., a New York corporation, with an address at 1211 Avenue of the Americas, New York, New York 10036 (the "Lessor"), and Eckart America, LP, a ~~Partnership~~ <sup>Delaware Limited</sup> corporation, with an address at 4101 Camp Ground Road, Louisville, KY 40211 (the "Lessee" and, together with the Lessor, the "Parties").

KNOW ALL PERSONS BY THESE PRESENTS THAT:

WHEREAS, the Lessor and the Lessee entered into that certain Master Railcar Lease (the "Lease") dated as of 9/1/99 covering the equipment listed on Schedule A hereto (the "Equipment");

WHEREAS, the Parties wish to show for the public record the existence of the aforesaid Lease, and the respective interests therein of the Parties and accordingly the Parties have caused this memorandum to be executed by their respective duly authorized officers, as of the date first above written.

NOW, THEREFORE, for valuable consideration, the receipt and sufficiency of which are hereby acknowledged by each of the Parties hereto, by this instrument the Lessor hereby leases and confirms the lease of the Equipment to the Lessee in accordance with the terms and conditions of the Lease, and the Lessee confirms and accepts such terms and conditions, which are incorporated by reference as if fully set forth herein.

IN WITNESS WHEREOF, the undersigned has caused this Document to be executed by a duly authorized officer as of the day and year first above written.

THE CIT GROUP/EQUIPMENT FINANCING, INC.,

By: Catherine S. [Signature]  
Name: Catherine S. [Signature]  
Title: Vice President

I certify that I hold the title set forth below, that this instrument was signed on behalf of the Lessee by authority of its Board of Directors and that I acknowledge that the execution of the foregoing instrument was the free act and deed of the Lessee. I further declare under penalty of perjury that the foregoing is true and correct.

ECKART AMERICA, LP

By: [Signature]  
Name: Harat J. Achia  
Title: President

Schedule A

<u>Quantity</u>	<u>Equipment Description</u>	<u>Reporting Marks and Numbers</u>
3	3230 c.f. pressure differential covered hopper railcars	CEFX 95273, 95274, 95277